

**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

* * *

UNITED STATES OF AMERICA,

Plaintiff,

V.

BRIAN WRIGHT and DANIELLE PERREJRA.

Defendants.

Case No. 2:14-cr-357-APG-VCF

**ORDER ACCEPTING REPORT &
RECOMMENDATION DENYING
DEFENDANT WRIGHT'S MOTION TO
DISMISS**

(Dkt. ##154, 177)

Defendant Brian Wright filed a motion to dismiss counts one, two, three, and four of the Superseding Indictment. (Dkt. #154.) Magistrate Judge Ferenbach issued a Report & Recommendation recommending denial of the motion (Dkt. #177.) No objection has been filed to that Report & Recommendation. Thus, I am not required to conduct “any review at all ... of any issue that is not the subject of an objection.” *Thomas v. Arn*, 474 U.S. 140, 149 (1985).¹ Because there is no objection, I may accept the recommendation without review. Therefore,

IT IS ORDERED that Magistrate Judge Ferenbach's Report & Recommendation (**Dkt. #177**) is ACCEPTED and Wright's motion to dismiss (**Dkt. #154**) is DENIED.

Dated: February 3, 2016.

ANDREW T. GORDON
UNITED STATES DISTRICT JUDGE

¹ The Ninth Circuit has confirmed that a district court is not required to review a magistrate judge's report and recommendation where no objection has been filed. See *United States v. Reyna-Tapia*, 328 F.3d 1114, 1121 (9th Cir. 2003) ("[T]he district judge must review the magistrate judge's findings and recommendations de novo if objection is made, but not otherwise."); see also *Schmidt v. Johnstone*, 263 F.Supp.2d 1219, 1226 (D.Ariz. 2003) (Based on *Thomas* and *Reyna-Tapia*, "district courts are not required to conduct any review at all . . . of any issue that is not the subject of an objection.").